

ESTTA Tracking number: **ESTTA595951**

Filing date: **04/01/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91213286
Party	Plaintiff Starbuzz Tobacco, Inc.
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Date	04/01/2014
Attachments	Opp. to Applicant's motion for extension of time and suspension of proceedings.pdf(227542 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE
TRADEMARK TRIAL AND APPEAL BOARD**

Starbuzz Tobacco, Inc.,

Opposer,

vs.

SIS Resources, Ltd.,

Applicant.

Opposition No. 91213286

App. Serial No. 85846992

Mark: MOCHA MIST

**PLAINTIFF’S OPPOSITION TO APPLICANT’S REQUEST
FOR EXTENSION OF TIME AND SUSPENSION OF PROCEEDING**

Opposer Starbuzz Tobacco, Inc. (“SBT”) opposes Applicant’s requests for extension of time filed on March 20, 2014 (D.E.7), and filed on March 30, 2014 (D.E.8). Opposer has served Applicant with Requests for Production of Documents and Interrogatories on February 13, 2014 by mail. Applicant has not responded by March 17, but instead filed a motion for extension on March 20, 2014 (D.E.7), without showing any good cause or any excusable neglect. And, now Applicant’s counsel has filed a motion to withdraw on March 30, 2014 (D.E.8), and requested suspension of proceedings until and when Applicant decided to hire a counsel, and an extension of time for Applicant to comply with his discovery obligations whenever Applicant wished to do so.

Since Applicant’s counsel has requested to withdraw, Applicant’s counsel has no standing to make any requests for extension of time or suspension of proceeding. Counsel’s requests for extension of time and suspension of proceedings, (D.E.7 and 8) must be stricken. The Board cannot allow Applicant to make a mockery of the TTAB rules and procedures.

III. CONCLUSION

For the foregoing reasons, Opposer respectfully requests that the Board deny Applicant's requests for extension of time and suspension of proceedings.

Date: April 1, 2014

/Martin E. Jerisat/
Martin E. Jerisat

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing PLAINTIFF'S OPPOSITION TO APPLICANT'S REQUEST FOR EXTENSION OF TIME was served on counsel for Applicant on April 1, 2014 via first class United States mail to:

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/Martin Jerisat/